

IN THE 220th DISTRICT COURT
FOR THE STATE OF TEXAS

STATE OF TEXAS)
Plaintiff)
)
-vs-)
)
Richard Scott)
Defendant)

Cause No. 00-06-07085

VERIFIED MOTION

CLERK OF THE COURT
HAMILTON COUNTY, TEXAS

SEP 12 2000

LEONIA LARANCE

ADDITIONAL INFORMATION TO THE COURT RE:
MOTION TO RECUSE, AND MOTION TO SUPPRESS EVIDENCE

I, Richard Scott, Defendant, untrained in the law and unfamiliar with the local rules, not self-represented, AT NO TIME APPEARING "PRO SE," not represented by licensed counsel, an individual in the exercise of accountability, at all times challenging the jurisdiction of this court, and noticing this court that this and all subsequent administrative notices, pleadings or motions are to be liberally construed, hereby states:

There is one extremely important aspect to the defendant's request that judge Morgan be recused from hearing the instant cause, which was only briefly covered in the defendant's Motion to Recuse, already before this court for consideration.

That is the fact that the bailiffs and other "officers" of this court, H.D. Westmoreland, J.R. Slough and Jim Buster, are not lawful public servants, who are without current oaths of office in conformance with Article 16 § 1 of the constitution for the State of Texas.

And when presented with evidence of this fact in pretrial hearings previously set in this cause, judge Morgan not only did not seem to think this to be an important matter, but has continued to allow said felons (it is a felony of the third degree to impersonate a public servant; pursuant to Texas Penal Code Art. 37.11, for example) to continue unlawfully wearing sheriff's badges, carry loaded weapons, and acting as "officers" of the 220th District Court of Hamilton, Texas.

These are the exact same men who have sworn false complaints against the defendant, acted against his secured and protected rights to freedom, liberty, due process, due course of law, etc., and have otherwise deprived him of, and have willfully violated the defendant's rights under the constitutions for the united States of America and the State of Texas.

This court should not only consider recusal of judge Morgan for allowing the continuance of such offenses against the laws of this state, but also his removal from office for malfeasance in the duties of office, and for misprision of felonies.

WHEREFORE the Defendant prays that this court will grant his request to recuse judge Morgan, and will likewise seriously consider the issues raised in the defendant's pleadings regarding the conditions out of which this and other prosecutions presently pending against the defendant in the magistrate and county courts of Hamilton County have arisen, and grant him relief on the basis of violations against his constitutionally protected rights, particularly his fourth amendment right to be free from unreasonable seizure or unlawful arrest and imprisonment, the creation of "evidence" and a false court record, entrapment, cruel and unusual punishment, and other such acts against the defendant by agents and alleged agents of the plaintiff, and will suppress the evidence that has sprung like a noxious brew from the fruit of this poisonous tree.

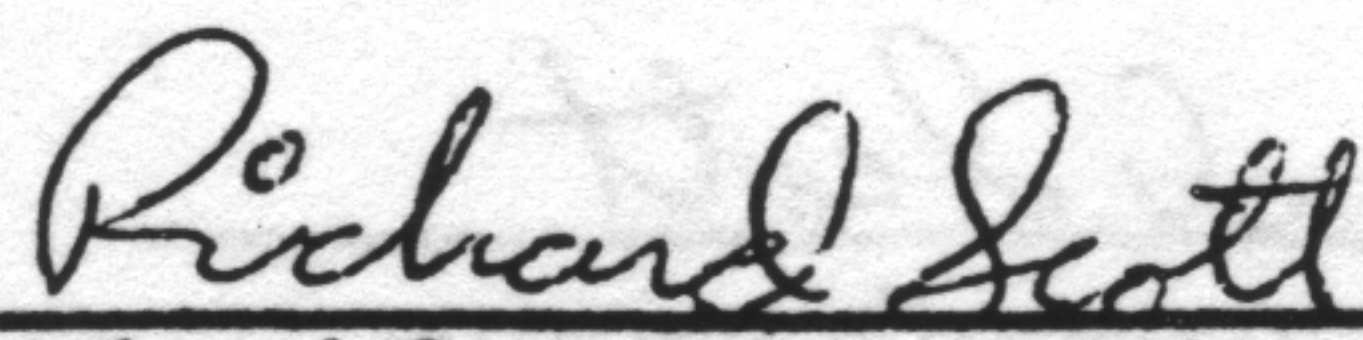
Indeed it is incumbent upon this court, and the integrity of the judicial system demands and requires, that the courts not be made "party to lawless invasions of constitutional rights of citizens by permitting unhindered governmental use of the fruits of such invasions." *Terry v. Ohio*, 393 U.S. 1 (1968). The defendant therefore demands application of the exclusionary rule against the plaintiff's evidence in chief, due to Fourth, Fifth, Sixth, Eighth, and Ninth Amendment violations as against the defendant's protected constitutional rights. *Rakas v. Illinois*, 439 U.S. 128 (1978), *Alderman v. U.S.*, 394 U.S. 165 (1969).

As an inspired minister, the defendant also notices this court of the reason for the current drought in this state and in this county in particular, pursuant to Ezekiel 22:23-29, and prays this court has the foresight and wisdom to help this county and this state avoid more like or worse judgments for its continued corrupt attempts to create yet another unjust prisoner's widow and orphans of the defendant's family, at a time when he is expecting his first grandchild and has been asked, due to his experience, to help deliver the baby as he has all eight of his children previously.

The defendant verifies, under the penalty of perjury, the foregoing is true and accurate to the best of his knowledge, and requests such further consideration and relief as this court deems proper.

Respectfully submitted,

Date: September 12, 2000


Richard Scott, in propria persona
c/o Lock Box 126
Hamilton, Texas 76531

Due to petitioner's sincerely and truly held religious training and belief against taking, swearing or affirming any oath, whether or not under penalties of perjury, or the giving of any affidavit by swearing or affirming an oath, the following witnesses who hold to the same religious beliefs as himself and are of lawful age, do hereby verify the truth and accuracy of all that has been related herein, and as first-hand witnesses to all proceedings in this matter to date.

Signed and witnessed this 12th day of September, 2000, in Hamilton County, Texas by:

Thomas E. McGuire

Thomas E. McGuire
c/o Box 625
Hamilton, Texas 76531

Dawn McGuire

Dawn McGuire
c/o Box 625
Hamilton, Texas 76531

Anne Scott

Anne Scott, c/o Richard Scott
c/o Lock Box 126
Hamilton, Texas 76531

Notice of Service

This is to state that I have, on this 12th day of September, 2000, hand delivered a true and exact copy of this **ADDITIONAL INFORMATION TO THE COURT RE: MOTION TO RECUSE, AND MOTION TO SUPPRESS EVIDENCE** to:

B.J. Shepherd, District Attorney
P.O. Box 368
Meridian, Texas 76665

Leoma Larance
District Clerk of Hamilton County
Hamilton County Courthouse
Hamilton, Texas 76531

This notice is hereby made as a simple statement of facts due to petitioner's sincerely and truly held religious training and belief against taking, swearing or affirming any oath, whether or not under penalties of perjury, or the giving of any affidavit by swearing or affirming an oath.

Richard Scott

Richard Scott, in propria persona,
c/o Lock Box 126
Hamilton, Texas 76531